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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 ERIC DWAYNE VENTRESS,

11 Plaintiff,

12 v.

13 WHATCOM COUNTY JAIL, et al.,

14 Defendants.

CASE NO. C15-0299JLR

ORDER

15 The court enters the following order to clarify the status of this matter:

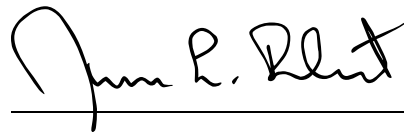
16 First, the court DENIES Defendants' motion to dismiss Plaintiff's action or in the
17 alternative to compel discovery (Dkt. # 30) without prejudice. The court STRIKES as
18 moot Judge Tsuchida's report and recommendation (Dkt. # 36) and Plaintiff's objections
19 to the report and recommendation (Dkt. # 39).

20 Second, the court DENIES Plaintiff's motion for default (Dkt. # 40) on the merits.

21 Third, Defendants' motion for summary judgment (Dkt. # 37) is noted, in
22 accordance with the court's Local Rules, for January 8, 2016. *See* Local Rules W.D.

1 Wash. LCR 7(d)(3). Plaintiff's response, if any, is due on January 4, 2016, and
2 Defendants' reply, if any, is due on January 8, 2016. *See id.*

3 Dated this 22nd day of December, 2015.

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6 JAMES L. ROBART
7 United States District Judge
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